

Senate File 2324 - Reprinted

SENATE FILE 2324

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3188)

(As Amended and Passed by the Senate April 20, 2016)

A BILL FOR

1 An Act relating to and making appropriations to state
2 departments and agencies from the rebuild Iowa
3 infrastructure fund, the state bond repayment fund, the
4 technology reinvestment fund, and the prison bonding fund,
5 providing for related matters, and including effective date
6 and retroactive applicability provisions.
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

Section 1. REBUILD IOWA INFRASTRUCTURE FUND —

APPROPRIATIONS. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the following fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For major maintenance projects included on the department of administrative services unfunded major maintenance project requests list issued for the third quarter of the fiscal year beginning July 1, 2015, and ending June 30, 2016:

FY 2016-2017:

..... \$ 11,250,000

However, of the moneys appropriated in this subsection, \$100,000 is allocated for the costs of major maintenance of monuments without dedicated funds available for maintenance and restoration, subject to a requirement that moneys shall not be allocated unless a match of at least \$2 for each \$1 allocated is received from private sources.

In addition, of the moneys appropriated in this subsection, \$250,000 is allocated for the costs of installing outdoor lighting at the Iowa state capitol.

b. For costs associated with improvements to and renovation of the Wallace building for extending the useful life of the building:

FY 2016-2017:

..... \$ 1

2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

a. (1) For deposit in the water quality initiative fund created in section 466B.45 for purposes of supporting the water quality initiative administered by the soil conservation division as provided in section 466B.42, including

1 salaries, support, maintenance, and miscellaneous purposes,
2 notwithstanding section 8.57, subsection 5, paragraph "c":

3 FY 2016-2017:

4 \$ 5,100,000

5 (2) (a) The moneys appropriated in this lettered
6 paragraph shall be used to support demonstration projects in
7 subwatersheds as designated by the department that are part
8 of high-priority watersheds identified by the water resources
9 coordinating council established pursuant to section 466B.3.

10 (b) The moneys appropriated in this lettered paragraph
11 shall be used to support demonstration projects in watersheds
12 generally, including regional watersheds, as designated by the
13 division and high-priority watersheds identified by the water
14 resources coordinating council established pursuant to section
15 466B.3.

16 (c) Of the moneys appropriated in this lettered paragraph,
17 \$450,000 is allocated to the Iowa nutrient research center at
18 Iowa state university of science and technology for nutrient
19 water monitoring network technology and equipment. Of the
20 moneys allocated in this subparagraph division, not more than
21 \$150,000 may be used for the operations and maintenance of the
22 nutrient water monitoring network.

23 (3) In supporting projects in watersheds and subwatersheds
24 as provided in subparagraph (2), subparagraph divisions (a) and
25 (b), all of the following shall apply:

26 (a) The demonstration projects shall utilize water quality
27 practices as described in the latest revision of the document
28 entitled "Iowa Nutrient Reduction Strategy" initially presented
29 in November 2012 by the department of agriculture and land
30 stewardship, the department of natural resources, and Iowa
31 state university of science and technology.

32 (b) The division shall implement demonstration projects
33 as provided in subparagraph division (a) by providing
34 for participation by persons who hold a legal interest in
35 agricultural land used in farming. To every extent practical,

1 the division shall provide for collaborative participation by
2 such persons who hold a legal interest in agricultural land
3 located within the same subwatershed.

4 (c) The division shall implement demonstration projects on
5 a cost-share basis as determined by the division. However, the
6 state's share of the amount shall not exceed 50 percent of the
7 estimated cost of establishing the practice as determined by
8 the division or 50 percent of the actual cost of establishing
9 the practice, whichever is less.

10 (d) The demonstration projects shall be used to educate
11 other persons about the feasibility and value of establishing
12 similar water quality practices. The division shall promote
13 field day events for purposes of allowing interested persons to
14 establish water quality practices on their agricultural land.

15 (e) The division shall conduct water quality evaluations
16 within supported subwatersheds. Within a reasonable period
17 after accumulating information from such evaluations, the
18 division shall create an aggregated database of water quality
19 practices. Any information identifying a person holding a
20 legal interest in agricultural land or specific agricultural
21 land shall be a confidential record.

22 (4) The moneys appropriated in this lettered paragraph
23 shall be used to support education and outreach in a manner
24 that encourages persons who hold a legal interest in
25 agricultural land used for farming to implement water quality
26 practices, including the establishment of such practices in
27 watersheds generally, and not limited to subwatersheds or
28 high-priority watersheds.

29 (5) The moneys appropriated in this lettered paragraph
30 may be used to contract with persons to coordinate the
31 implementation of efforts provided in this paragraph.

32 (6) The moneys appropriated in this lettered paragraph
33 may be used by the department to support urban soil and water
34 conservation efforts, which may include but are not limited
35 to management practices related to bioretention, landscaping,

1 the use of permeable or pervious pavement, and soil quality
2 restoration. The moneys shall be allocated on a cost-share
3 basis as provided in chapter 161A.

4 (7) Notwithstanding any other provision of law to the
5 contrary, the department may use moneys appropriated in
6 this lettered paragraph to carry out the provisions of this
7 paragraph on a cost-share basis in combination with other
8 moneys available to the department from a state or federal
9 source.

10 (8) Not more than 10 percent of the moneys appropriated in
11 this lettered paragraph may be used for costs of administration
12 and implementation of the water quality initiative administered
13 by the soil conservation division.

14 b. For deposit in the agricultural drainage well water
15 quality assistance fund created in section 460.303 for
16 purposes of supporting the agricultural drainage well water
17 quality assistance program as provided in section 460.304,
18 notwithstanding section 8.57, subsection 5, paragraph "c":

19 FY 2016-2017:

20 \$ 1,920,000

21 Not more than 10 percent of the moneys appropriated in this
22 lettered paragraph may be used for costs of administration and
23 implementation of soil conservation practices.

24 3. DEPARTMENT OF CORRECTIONS

25 For infrastructure costs addressing life and safety needs
26 at facilities owned or operated by the third judicial district
27 department of correctional services:

28 FY 2016-2017:

29 \$ 150,000

30 4. DEPARTMENT OF CULTURAL AFFAIRS

31 a. For costs associated with the renovation and remodeling
32 of the state historical building:

33 FY 2016-2017:

34 \$ 1

35 b. For deposit in the Iowa great places program fund created

1 in section 303.3D for Iowa great places program projects that
 2 meet the definition of "vertical infrastructure" in section
 3 8.57, subsection 5, paragraph "c":

4 FY 2016-2017:

5 \$ 1,000,000

6 c. For providing a grant to the entity in possession of the
 7 USS Iowa (BB-61) for purposes of repairing active corrosion
 8 issues along the waterline of the ship:

9 FY 2016-2017:

10 \$ 250,000

11 FY 2017-2018:

12 \$ 250,000

13 d. For grants to nonprofit organizations committed to
 14 strengthening communities through youth development, healthy
 15 living, and social responsibility for costs associated with
 16 the renovation and maintenance of facility infrastructure at
 17 facilities located in cities with a population of less than
 18 35,000 as determined by the 2010 federal decennial census:

19 FY 2016-2017:

20 \$ 500,000

21 5. ECONOMIC DEVELOPMENT AUTHORITY

22 a. For deposit in the community attraction and tourism fund
 23 created in section 15F.204:

24 FY 2016-2017:

25 \$ 5,000,000

26 b. For equal distribution to regional sports authority
 27 districts certified by the department pursuant to section
 28 15E.321, notwithstanding section 8.57, subsection 5, paragraph
 29 "c":

30 FY 2016-2017:

31 \$ 500,000

32 c. For administration and support of the world food prize
 33 including the Borlaug/Ruan scholar program, notwithstanding
 34 section 8.57, subsection 5, paragraph "c":

35 FY 2016-2017:

1 \$ 300,000

2 6. DEPARTMENT OF HUMAN SERVICES

3 a. For the renovation and construction of certain nursing

4 facilities, consistent with the provisions of chapter 249K:

5 FY 2016-2017:

6 \$ 500,000

7 b. For a grant to a nonprofit agency that provides

8 innovative solutions to children and adults with autism in a

9 county with a population over 400,000 in the latest preceding

10 certified federal census for costs associated with renovations

11 and improvements to facilities:

12 FY 2016-2017:

13 \$ 485,000

14 7. IOWA LAW ENFORCEMENT ACADEMY

15 For renovations and improvements of Iowa law enforcement

16 academy facilities:

17 \$ 1

18 8. JUDICIAL BRANCH

19 a. For furniture and equipment for the Polk county justice

20 center, notwithstanding section 8.57, subsection 5, paragraph

21 "c":

22 FY 2016-2017:

23 \$ 6,718,443

24 FY 2017-2018:

25 \$ 1,142,274

26 FY 2018-2019:

27 \$ 1,811,691

28 b. For grants to counties with a population of 25,000 or

29 less as determined by the 2010 federal decennial census for

30 costs associated with infrastructure and technology projects

31 for courthouse security purposes, notwithstanding section 8.57,

32 subsection 5, paragraph "c":

33 \$ 250,000

34 9. DEPARTMENT OF NATURAL RESOURCES

35 a. For implementation of lake projects that have

1 established watershed improvement initiatives and community
2 support in accordance with the department's annual lake
3 restoration plan and report, notwithstanding section 8.57,
4 subsection 5, paragraph "c":

5 FY 2016-2017:

6 \$ 9,600,000

7 b. For the administration of a water trails and low head
8 dam public hazard statewide plan, including salaries, support,
9 maintenance, and miscellaneous purposes, notwithstanding
10 section 8.57, subsection 5, paragraph "c":

11 FY 2016-2017:

12 \$ 1,500,000

13 c. For state park infrastructure improvements:

14 FY 2016-2017:

15 \$ 3,000,000

16 d. For projects of the Iowa parks foundation that support
17 the centennial celebration of state parks, notwithstanding
18 section 8.57, subsection 5, paragraph "c":

19 FY 2016-2017:

20 \$ 1,750,000

21 10. DEPARTMENT OF PUBLIC DEFENSE

22 a. For major maintenance projects at national guard
23 armories and facilities:

24 FY 2016-2017:

25 \$ 2,000,000

26 b. For improvement projects for Iowa national guard
27 installations and readiness centers to support operations and
28 training requirements:

29 FY 2016-2017:

30 \$ 1,500,000

31 c. For construction improvement projects at the Camp Dodge
32 facility:

33 FY 2016-2017:

34 \$ 300,000

35 11. BOARD OF REGENTS

1 For allocation by the state board of regents to the state
 2 university of Iowa, Iowa state university of science and
 3 technology, and the university of northern Iowa to reimburse
 4 the institutions for deficiencies in the operating funds
 5 resulting from the pledging of tuition, student fees and
 6 charges, and institutional income to finance the cost of
 7 providing academic and administrative buildings and facilities
 8 and utility services at the institutions:

9 FY 2016-2017:

10 \$ 32,447,187

11 12. STATE FAIR AUTHORITY

12 For infrastructure costs associated with the remodeling of
 13 the northwest portion of the fairgrounds, including but not
 14 limited to a new events area and updates to the grandstand,
 15 stage, and midway:

16 FY 2016-2017:

17 \$ 500,000

18 FY 2017-2018:

19 \$ 500,000

20 13. DEPARTMENT OF TRANSPORTATION

21 a. For acquiring, constructing, and improving recreational
 22 trails within the state:

23 FY 2016-2017:

24 \$ 3,400,000

25 b. For deposit in the public transit infrastructure grant
 26 fund created in section 324A.6A, for projects that meet
 27 the definition of vertical infrastructure in section 8.57,
 28 subsection 5, paragraph "c":

29 FY 2016-2017:

30 \$ 1,500,000

31 c. For deposit in the railroad revolving loan and grant
 32 fund created in section 327H.20A, notwithstanding section 8.57,
 33 subsection 5, paragraph "c":

34 FY 2016-2017:

35 \$ 2,000,000

1 14. TREASURER OF STATE

2 For distribution in accordance with chapter 174 to qualified
3 fairs which belong to the association of Iowa fairs for county
4 fair infrastructure improvements:

5 FY 2016-2017:

6 \$ 1,060,000

7 Sec. 2. REVERSION. For purposes of section 8.33, unless
8 specifically provided otherwise, unencumbered or unobligated
9 moneys made from an appropriation in this division of this Act
10 shall not revert but shall remain available for expenditure for
11 the purposes designated until the close of the fiscal year that
12 ends three years after the end of the fiscal year for which the
13 appropriation is made. However, if the project or projects for
14 which such appropriation was made are completed in an earlier
15 fiscal year, unencumbered or unobligated moneys shall revert at
16 the close of that same fiscal year.

17 DIVISION II

18 REBUILD IOWA INFRASTRUCTURE FUND — TECHNOLOGY APPROPRIATIONS

19 Sec. 3. REBUILD IOWA INFRASTRUCTURE FUND — TECHNOLOGY
20 APPROPRIATIONS. There is appropriated from the rebuild Iowa
21 infrastructure fund to the following departments and agencies
22 for the following fiscal years, the following amounts, or so
23 much thereof as is necessary, to be used for the purposes
24 designated, notwithstanding section 8.57, subsection 5,
25 paragraph "c":

26 1. DEPARTMENT OF CULTURAL AFFAIRS

27 For providing a grant to the Grout museum district at the
28 Sullivan brothers veterans museum for costs associated with the
29 Korean war history project including but not limited to exhibit
30 information technology, computer connectivity, and interactive
31 display technologies:

32 FY 2016-2017:

33 \$ 250,000

34 FY 2017-2018:

35 \$ 250,000

1 2. DEPARTMENT OF EDUCATION

2 a. For the continued development and implementation of an
3 educational data warehouse that will be utilized by teachers,
4 parents, school district administrators, area education agency
5 staff, department of education staff, and policymakers:

6 FY 2016-2017:

7 \$ 363,839

8 The department may use a portion of the moneys appropriated
9 in this lettered paragraph for an e-transcript data system
10 capable of tracking students throughout their education via
11 interconnectivity with multiple schools.

12 b. For maintenance and lease costs associated with
13 connections for part III of the Iowa communications network:

14 FY 2016-2017:

15 \$ 2,727,000

16 c. To the public broadcasting division for the replacement
17 of equipment and for tower and facility maintenance:

18 FY 2016-2017:

19 \$ 1,017,000

20 3. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

21 For replacement of equipment for the Iowa communications
22 network:

23 FY 2016-2017:

24 \$ 1,150,000

25 The commission may continue to enter into contracts pursuant
26 to section 8D.13 for the replacement of equipment and for
27 operations and maintenance costs of the network.

28 In addition to moneys appropriated in this subsection,
29 the commission may use a financing agreement entered into by
30 the treasurer of state in accordance with section 12.28 for
31 the replacement of equipment for the network. For purposes
32 of this subsection, the treasurer of state is not subject to
33 the maximum principal limitation contained in section 12.28,
34 subsection 6. Repayment of any amounts financed shall be made
35 from receipts associated with fees charged for use of the

1 network.

2 4. DEPARTMENT OF HUMAN RIGHTS

3 a. For the cost of equipment and computer software for the
4 continued development and implementation of Iowa's criminal
5 justice information system:

6 FY 2016-2017:

7 \$ 1,345,000

8 b. For the costs associated with the justice enterprise data
9 warehouse:

10 FY 2016-2017:

11 \$ 117,980

12 5. DEPARTMENT OF MANAGEMENT

13 a. For the continued development and implementation of
14 a searchable database that can be placed on the internet for
15 budget and financial information:

16 FY 2016-2017:

17 \$ 45,000

18 b. For completion of the comprehensive electronic grant
19 management system:

20 FY 2016-2017:

21 \$ 50,000

22 6. DEPARTMENT OF PUBLIC HEALTH

23 a. For the development of an integrated data system for
24 maternal health, child health, oral health, family planning,
25 the maternal, infant, and early childhood home visiting
26 program, the healthy opportunities for parents to experience
27 success program, the school-based dental sealant program, and
28 the 1st five program within the department:

29 FY 2016-2017:

30 \$ 500,000

31 b. For expanding information technology resources and
32 research activities of the Iowa registry for congenital
33 and inherited disorders to allow for the acquisition and
34 dissemination of additional birth defect and stillbirth
35 information:

1 FY 2016-2017:
2 \$ 300,000
3 c. For a grant to a nonprofit corporation for capital
4 investment and technology infrastructure costs associated with
5 establishing a statewide safety net pharmacy to serve the
6 medication needs of uninsured or underinsured Iowans:
7 FY 2016-2017:
8 \$ 75,000
9 7. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT
10 For the implementation of a statewide mass notification and
11 emergency messaging system:
12 FY 2016-2017:
13 \$ 400,000
14 8. DEPARTMENT OF PUBLIC DEFENSE
15 For exhibit improvements at the gold star museum at Camp
16 Dodge:
17 FY 2016-2017:
18 \$ 250,000
19 9. DEPARTMENT OF PUBLIC SAFETY
20 For DNA marker software at the division of criminal
21 investigation criminalistics laboratory in Ankeny:
22 FY 2016-2017:
23 \$ 150,000
24 10. SECRETARY OF STATE
25 For the updating and upgrading capabilities of aging voter
26 registration systems and business services data systems to
27 meet current and future expectations of open and transparent
28 elections:
29 FY 2016-2017:
30 \$ 550,000
31 Moneys appropriated in this subsection shall be expended by
32 the secretary of state in consultation with the office of the
33 chief information officer.
34 Sec. 4. REVERSION. For purposes of section 8.33, unless
35 specifically provided otherwise, unencumbered or unobligated

1 moneys made from an appropriation in this division of this Act
 2 shall not revert but shall remain available for expenditure for
 3 the purposes designated until the close of the fiscal year that
 4 ends three years after the end of the fiscal year for which the
 5 appropriation is made. However, if the project or projects for
 6 which such appropriation was made are completed in an earlier
 7 fiscal year, unencumbered or unobligated moneys shall revert at
 8 the close of that same fiscal year.

9

DIVISION III

10

MISCELLANEOUS APPROPRIATIONS

11

Sec. 5. TECHNOLOGY REINVESTMENT FUND. There is
 12 appropriated from the technology reinvestment fund created in
 13 section 8.57C to the department of education for the fiscal
 14 year beginning July 1, 2016, and ending June 30, 2017, the
 15 following amount, or so much thereof as is necessary, to be
 16 used for the purpose designated:

17

For the continued development and implementation of an
 18 educational data warehouse that will be utilized by teachers,
 19 parents, school district administrators, area education agency
 20 staff, department of education staff, and policymakers:

21

..... \$ 236,161

22

The department may use a portion of the moneys appropriated
 23 in this section for an e-transcript data system capable
 24 of tracking students throughout their education via
 25 interconnectivity with multiple schools.

26

Sec. 6. STATE BOND REPAYMENT FUND. There is appropriated
 27 from the state bond repayment fund created in section 8.57F
 28 to the following departments and agencies for the fiscal year
 29 beginning July 1, 2016, and ending June 30, 2017, the following
 30 amounts, or so much thereof as is necessary, to be used for the
 31 purposes designated, notwithstanding section 8.57F, subsection
 32 1, paragraph "b":

33

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

34

For costs associated with the repair and renovation of the
 35 dome of the Iowa state capitol:

1 \$ 9,990,900

2 2. IOWA FINANCE AUTHORITY

3 For providing grants through a home modification assistance
4 program to individuals to assist with expenses related to the
5 making of permanent home modifications that permit individuals
6 with a disability in this state to remain in their homes and
7 age in place:

8 \$ 606,125

9 3. BOARD OF REGENTS

10 For the renovation, modernization, and associated
11 improvements to an educational center for teacher education and
12 preparation at the university of northern Iowa:

13 \$ 15,900,000

14 4. IOWA VETERANS HOME

15 a. For the renovation of the Loftus ramp for compliance with
16 the federal Americans with Disabilities Act:

17 \$ 500,000

18 b. For renovation of the Sheeler and Loftus buildings:

19 \$ 2,000,000

20 Sec. 7. REVERSION. For purposes of [section 8.33](#), unless
21 specifically provided otherwise, unencumbered or unobligated
22 moneys made from an appropriation in this division of this Act
23 shall not revert but shall remain available for expenditure for
24 the purposes designated until the close of the fiscal year that
25 ends three years after the end of the fiscal year for which the
26 appropriation is made. However, if the project or projects for
27 which such appropriation was made are completed in an earlier
28 fiscal year, unencumbered or unobligated moneys shall revert at
29 the close of that same fiscal year.

30 DIVISION IV

31 CHANGES TO PRIOR APPROPRIATIONS

32 Sec. 8. 2012 Iowa Acts, chapter 1140, section 4, is amended
33 to read as follows:

34 SEC. 4. REVERSION.

35 1. For Except as provided in subsection 2, for purposes

1 of section 8.33, unless specifically provided otherwise,
 2 unencumbered or unobligated moneys made from an appropriation
 3 in this division of this Act shall not revert but shall remain
 4 available for expenditure for the purposes designated until the
 5 close of the fiscal year that ends three years after the end of
 6 the fiscal year for which the appropriation was made. However,
 7 if the project or projects for which such appropriation was
 8 made are completed in an earlier fiscal year, unencumbered
 9 or unobligated moneys shall revert at the close of that same
 10 fiscal year.

11 2. For purposes of section 8.33, unless specifically
 12 provided otherwise, unencumbered or unobligated moneys
 13 appropriated in section 3, subsection 3, paragraph "b", of
 14 this division of this Act, shall not revert but shall remain
 15 available for the purpose designated until the close of the
 16 fiscal year that begins July 1, 2017, or until the project for
 17 which the appropriation was made is completed, whichever is
 18 earlier.

19 Sec. 9. 2014 Iowa Acts, chapter 1136, section 1, subsection
 20 7, paragraph b, is amended to read as follows:

21 b. For costs associated with the renovation, modernization,
 22 and construction of a new addition at the pharmacy building at
 23 the state university of Iowa:

24 FY 2015-2016:

25 \$ 13,000,000

26 FY 2016-2017:

27 \$ ~~29,000,000~~

28 23,000,000

29 FY 2017-2018:

30 \$ ~~22,300,000~~

31 28,300,000

32 Sec. 10. 2014 Iowa Acts, chapter 1136, section 1, subsection
 33 7, paragraph d, as amended by 2015 Iowa Acts, chapter 139,
 34 section 9, is amended to read as follows:

35 d. For the renovation, modernization, and associated

1 improvements to an educational center for teacher education and
2 preparation at the university of northern Iowa:

3 FY 2015-2016:

4 \$ 15,000,000

5 ~~FY 2016-2017:~~

6 ~~..... \$ 15,900,000~~

7 Sec. 11. 2015 Iowa Acts, chapter 139, section 1, subsection
8 6, paragraph d, is amended to read as follows:

9 d. For a grant to a nonprofit organization that provides
10 youth emergency and shelter services for children and their
11 families located in a county with a population of more than
12 400,000 as determined by the 2010 federal decennial census,
13 for infrastructure costs for expansion of an emergency youth
14 shelter facility, to include reimbursement of infrastructure
15 costs incurred by the grant recipient for the expansion of the
16 facility in the prior fiscal year:

17 FY 2015-2016:

18 \$ 500,000

19 The grant recipient that receives funding pursuant to this
20 lettered paragraph shall provide at least a dollar-for-dollar
21 match of ~~moneys received~~ from both private and public sources
22 excluding funding from the state. The grant recipient can
23 meet the match requirement in this lettered paragraph through
24 expenditures and in-kind contributions made in any fiscal
25 year, and moneys received in any fiscal year, relating to the
26 expansion of the emergency youth shelter facility.

27 Sec. 12. 2015 Iowa Acts, chapter 139, section 1, subsection
28 13, paragraphs d and e, are amended to read as follows:

29 ~~d. For the renovation of the Loftus ramp for compliance with~~
30 ~~the federal Americans with Disabilities Act:~~

31 ~~FY 2016-2017:~~

32 ~~..... \$ 500,000~~

33 ~~e. For renovation of the Sheeler and Loftus buildings:~~

34 ~~FY 2016-2017:~~

35 ~~..... \$ 2,000,000~~

1 Sec. 13. RETROACTIVE APPLICABILITY. The following
2 provision of this division of this Act applies retroactively to
3 July 1, 2015:

4 1. The section of this division of this Act amending 2015
5 Iowa Acts, chapter 139, section 1, subsection 6, paragraph d.

6 Sec. 14. EFFECTIVE UPON ENACTMENT. This division of this
7 Act, being deemed of immediate importance, takes effect upon
8 enactment.

9 DIVISION V

10 SHALLOW LAKES

11 Sec. 15. Section 456A.33B, Code 2016, is amended by adding
12 the following new subsection:

13 NEW SUBSECTION. 01. For purposes of this section, unless
14 the context otherwise requires:

15 a. "*Lake*" includes a significant public lake and a public
16 shallow lake or wetland.

17 b. "*Public shallow lake or wetland*" means a water body that
18 meets the following criteria:

19 (1) Is owned by the federal government, the state of
20 Iowa, a county, or a municipal government, and is maintained
21 principally for public use.

22 (2) Is a multi-use system capable of supporting diverse
23 wildlife, fish, or recreational opportunities.

24 (3) Has a surface water area of at least ten acres.

25 (4) Does not have a watershed-to-lake surface area ratio of
26 greater than two hundred to one.

27 (5) Is an open freshwater system where maximum depth is
28 typically less than six to eight feet at its deepest spot and
29 is under four and one-half feet mean depth.

30 (6) Is typically fringed by a border of emergent vegetation
31 in water depth less than six feet and when clear is dominated
32 by both emergent and submergent vegetation and provides
33 important wildlife and fish habitat.

34 c. "*Significant public lake*" means a lake that meets all of
35 the following criteria:

1 (1) Is owned by the federal government, the state of
2 Iowa, a county, or a municipal government, and is maintained
3 principally for public use.

4 (2) Is a multi-use system capable of supporting diverse
5 wildlife, fish, or recreational opportunities.

6 (3) Has a surface water area of at least ten acres.

7 (4) Does not have a watershed-to-lake surface area ratio of
8 greater than two hundred to one.

9 (5) Is not an on-stream impoundment that emulates riverine
10 habitat rather than a lake environment.

11 (6) Is not used solely as a water supply reservoir.

12 Sec. 16. Section 456A.33B, subsection 1, paragraph b, Code
13 2016, is amended by adding the following new subparagraph:

14 NEW SUBPARAGRAPH. (6) When restored, will contribute to the
15 department's fish and wildlife conservation plans.

16 Sec. 17. Section 456A.33B, subsection 2, paragraphs a and b,
17 Code 2016, are amended to read as follows:

18 a. The department, with input from stakeholders, shall
19 ~~develop~~ maintain an ~~initial~~ annual list of not more than
20 thirty-five significant public lakes and not more than five
21 public shallow lakes or wetlands to be considered for funding
22 based on the feasibility of restoring each lake and the use or
23 potential use of the lake, if restored. The list shall include
24 lake projects under active development that the department
25 shall recommend be given priority for funding so long as
26 progress toward completion of the projects remains consistent
27 with the goals of this section.

28 b. The department shall meet with stakeholders and
29 representatives of communities where lakes on the ~~initial~~
30 annual list are located to provide an ~~initial~~ annual lake
31 restoration assessment and to explain the process and criteria
32 for receiving lake restoration funding. Communities with
33 lakes not included on the ~~initial~~ annual list may petition the
34 director of the department for a preliminary lake restoration
35 assessment and explanation of the funding process and criteria.

1 The department shall work with stakeholders and representatives
 2 of each community to develop a joint lake restoration action
 3 plan. At a minimum, each joint action plan shall document the
 4 causes, sources, and magnitude of lake impairment, evaluate
 5 the feasibility of the lake and watershed restoration options,
 6 establish water quality and fishery and wildlife goals and a
 7 schedule for attainment, describe long-term management actions,
 8 assess the economic benefits of the project, identify the
 9 sources and amounts of any leveraged funds, and describe the
 10 community's commitment to the project, including local funding.
 11 The stakeholders' and community's commitment to the project may
 12 include moneys to fund a lake diagnostic study and watershed
 13 assessment, including development of a TMDL (total maximum
 14 daily load).

15 Sec. 18. Section 456A.33B, subsection 2, paragraph c,
 16 subparagraph (2), Code 2016, is amended to read as follows:

17 (2) If proposed, dredging of the lake will be conducted to
 18 a mean depth of at least ~~ten~~ eight feet to gain water quality
 19 benefits unless a combination of biologic and structural
 20 controls is sufficient to assure water quality targets will be
 21 achieved at a shallower average water depth.

22 Sec. 19. Section 456A.33B, subsection 2, paragraph d, Code
 23 2016, is amended to read as follows:

24 d. The department shall evaluate the joint action plans
 25 and prioritize the plans based on the criteria required in
 26 this section. The department's annual lake restoration plan
 27 and report shall include the prioritized list and the amounts
 28 of state and other funding the department recommends for each
 29 lake restoration project. The department ~~may~~ shall seek public
 30 comment on its recommendations prior to submitting the plan and
 31 report to the general assembly.

32 Sec. 20. Section 456A.33B, subsection 2, Code 2016, is
 33 amended by adding the following new paragraph:

34 NEW PARAGRAPH. e. The department shall ensure that at least
 35 eight percent, but no more than twelve percent, of the annual

1 appropriation for lake restoration projects in accordance with
2 the department's annual lake restoration plan and report shall
3 be invested in public shallow lakes or wetlands restoration
4 projects.

5 DIVISION VI

6 MISCELLANEOUS PROVISIONS

7 Sec. 21. Section 8.57C, subsection 3, paragraph a,
8 subparagraph (2), Code 2016, is amended to read as follows:

9 (2) The fiscal year beginning July 1, ~~2016~~ 2017, and for
10 each subsequent fiscal year thereafter.

11 Sec. 22. Section 12.79, subsection 3, Code 2016, is amended
12 to read as follows:

13 3. Moneys in the fund in a fiscal year shall be used as
14 appropriated by the general assembly for prison improvement and
15 prison construction projects. However, for the fiscal year
16 beginning July 1, 2016, any unobligated and unencumbered moneys
17 in the fund from the previous fiscal year are appropriated to
18 the department of corrections for major maintenance projects.

19 Sec. 23. IOWA COMMUNICATIONS NETWORK — AUTHORIZATION
20 FOR CONTRACTS. Pursuant to section 8D.11, subsection 1,
21 paragraph "a", the general assembly authorizes the Iowa
22 telecommunications and technology commission to enter into a
23 contract or contracts in excess of the contract limitation
24 amount established in section 8D.11, subsection 1, paragraph
25 "c", for purposes of the commission's network core upgrade
26 project. This authorization applies for the duration of the
27 commission's project and to all existing or future contracts
28 associated with the project, whether or not the award is made
29 to a single vendor or multiple vendors.

30 Sec. 24. REBUILD IOWA INFRASTRUCTURE FUND — LIMITATION ON
31 EXPENDITURES.

32 1. For purposes of this section, "restricted employee"
33 means an elective constitutional or statutory officer, a state
34 employee whose salary is set by the governor within a range set
35 by the general assembly, or a president of a state board of

1 regents institution.

2 2. Beginning July 1, 2016, moneys appropriated from the
3 rebuild Iowa infrastructure fund and used for public vertical
4 infrastructure projects as defined in section 8.57, subsection
5 5, paragraph "c", shall not be used for salary or other
6 compensation costs of a restricted employee.

7 Sec. 25. REBUILD IOWA INFRASTRUCTURE FUND — FY 2017-2018
8 BUDGET REQUEST INFORMATION. Finalized agency budget requests
9 submitted to the governor for the fiscal year beginning
10 July 1, 2017, that include a request for an appropriation
11 from the rebuild Iowa infrastructure fund to be used for a
12 public vertical infrastructure project as defined in section
13 8.57, subsection 5, paragraph "c", shall include salary cost
14 information as required by this section. The salary cost
15 information shall include the number of full-time equivalent
16 positions to be utilized for the requested project and that
17 portion, in dollars, of salaries and any compensation costs
18 attributable to these full-time equivalent positions that will
19 be paid from the requested appropriation from the rebuild Iowa
20 infrastructure fund.

21 Sec. 26. EXECUTIVE COUNCIL — PROPERTY ACQUISITION
22 AUTHORIZATION. For the fiscal year beginning July 1, 2016, the
23 executive council may, in its sole discretion, expend moneys
24 as a performance of duty expense pursuant to section 7D.29 to
25 provide funding for the acquisition of property located at 525
26 East 9th street in the vicinity of the capitol complex.

27 Sec. 27. EFFECTIVE UPON ENACTMENT. The following provision
28 of this division of this Act, being deemed of immediate
29 importance, takes effect upon enactment:

30 1. The section of this division of this Act authorizing the
31 Iowa telecommunications and technology commission to enter into
32 a contract or contracts.